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*Counsel for Century Indemnity Company,
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Westchester Fire Insurance Company*

(additional counsel for insurers listed on signature page)

**UNITED STATES BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

In re:

The Roman Catholic Archbishop of San
Francisco,

Debtor and
Debtor in Possession.

Case No. 23-30564 (DM)

Chapter 11

Hon. Dennis Montali

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF MOTION OF CERTAIN
INSURERS FOR RELIEF FROM
AUTOMATIC STAY TO PERMIT
CALIFORNIA COVERAGE ACTION TO
CONTINUE**

Date: November 30, 2023

Time: 1:30 p.m. Pacific Time

Place: Via ZoomGov

Objection Deadline: November 16, 2023 at
4:00 p.m

1 **TO THE COURT AND TO ALL PARTIES AND THEIR COUNSEL OF RECORD:**

2 Century Indemnity Company, as successor to CCI Insurance Company and Insurance
3 Company of North America, Pacific Indemnity Company, and Westchester Fire Insurance
4 Company as successor in interest to Industrial Underwriters Insurance Company for policies
5 JU835-8355 and JU895-0964 (collectively, the “**Certain Insurers**”) in the above-captioned
6 chapter 11 case respectfully request that the Court take judicial notice pursuant to Federal Rule of
7 Evidence 201 of the contents and information contained in the following documents and other
8 identified records:

9 1. The Complaint filed by Doe plaintiffs against the Roman Catholic Archbishop of
10 San Francisco *et al.*, in Alameda County Superior Court on or about September 29, 2021, a true
11 and correct copy of which is attached hereto as **Exhibit A**.

12 2. The Complaint filed by Century Indemnity Co. *et al.*, against the Roman Catholic
13 Archbishop of San Francisco *et al.*, in San Francisco County Superior Court on or about July 28,
14 2023, a true and correct copy of which is attached hereto as **Exhibit B**.

15 3. The Civil Case Cover Sheet, ECF 2, of the Complaint filed by Century Indemnity
16 Co. *et al.*, against the Roman Catholic Archbishop of San Francisco *et al.*, in San Francisco County
17 Superior Court on or about July 28, 2023, a true and correct copy of which is attached hereto as
18 **Exhibit C**.

19 4. The Docket of the Complaint filed by Century Indemnity Co. *et al.*, against the
20 Roman Catholic Archbishop of San Francisco *et al.*, in San Francisco County Superior Court on
21 or about July 28, 2023, a true and correct copy of which is attached hereto as **Exhibit D**.

22 The Court may take judicial notice of **Exhibits A-D** because they are not subject to
23 reasonable dispute and “can be accurately and readily determined from sources whose accuracy
24 cannot reasonably be questioned.” Fed. R. Evid. 201(b)(2). Further, the Court may take judicial
25 notice of pleadings, orders, and other papers contained in the court files of another action. *See*
26 *Dawson v. Mahoney*, 451 F.3d 550, 551 & n.1 (9th Cir. 2006) (taking judicial notice of state court
27 orders and proceedings); *see also Mullis v. United States Bankr. Ct.*, 828 F.2d 1385, 1388 n.9 (9th
28 Cir. 1987).

5. The Press Release of the Archdiocese of San Francisco, published on or about August 21, 2023, a true and correct copy of which is attached hereto as **Exhibit E**.

The Court may also take judicial notice of Exhibit E because it is publicly available and thus capable of “accurate[] and read[y] determin[ation] from sources whose accuracy cannot reasonably be questioned.” Fed R. Evid. 201(b)(2). Courts routinely take judicial notice of publicly available information about an organization “to show disclosure of information.” *In re Century Aluminum Co. Sec. Litig.*, 749 F. Supp. 2d 964, 980 (N.D. Cal. 2010); *Bodri v. GoPro, Inc.*, 252 F. Supp. 3d 912, 921 (N.D. Cal. 2017) (taking judicial notice of “matters in the public record,” including news articles and press releases).

Respectfully submitted,

Dated: October 27, 2023

/s/ Pierce A. MacConaghy

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